

AN ORDINANCE

BY COUNCILMEMBER CATHY WOOLARD

01-0966

AN ORDINANCE AMENDING ARTICLE II, SECTION 138-36 OF THE MUNICIPAL CODE OF ORDINANCES TO INSERT ADDITIONAL PROVISIONS REQUIRING MAXIMUM CONSIDERATION OF PEDESTRIAN ACCESS AND FLOW OF PEDESTRIAN TRAFFIC IN THE PERMITTING OF CLOSURES OF PEDESTRIAN RIGHTS-OF-WAY DUE TO ENCROACHMENTS, CONSTRUCTION AND EXCAVATIONS AND FOR OTHER PURPOSES.

WHEREAS, providing safe and reliable access for pedestrian travel is essential to the quality of life in the City of Atlanta; and

WHEREAS, often contractors close or partially block sidewalks and use the public right-of-way for staging equipment, materials and dumpsters during private development and utility installation activity; and

WHEREAS, closing sidewalks and limiting pedestrian access increases risk and trip time for pedestrians and discourages walking as an alternative mode of transportation; and

WHEREAS, the City Council passed legislation (98-O-2136) stating that the City would require that maximum consideration be given for maintaining full pedestrian access during construction activity; and

WHEREAS, the City Council wishes to further clarify the intent of that legislation by establishing guidelines for the enforcement of the regulations it outlined.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1: That Article II, Section 138-36 of the Municipal Code of Ordinances shall be amended by adding the following language to the existing item (d):

Failure to comply with items (a), (b), or (c) will not be permitted for a length of time beyond 5 business days per month.

SECTION 2: That said section will be amended by adding new items (g), (h) and (i) to read as follows:

(g) Signage will be posted by the party responsible on the permit at the beginning and the end point of all sidewalks closed under the provisions of any of the items

above that states the dates in which the sidewalk is permitted to be obstructed and a phone number that the public can call to report problems to a public works inspector.

(h) A public works inspector will visit the site of permitted sidewalk closures on a regular basis, and immediately after receiving complaints from the public, to monitor compliance with permits. If a violation is found, the Bureau of Buildings will be notified and an inspector will issue a stop work order on all construction activity until the provisions of the sidewalk closing permit are complied with fully.

(i) The Bureau of Buildings will notify parties at the time they apply for building permits that the stipulations of this section will be vigorously enforced and should be taken into account in the initial stage of developing construction plans.

SECTION 3: That any ordinances or parts of ordinances in conflict herewith are repealed.

01-0-0966

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- ☐ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☒ PERSONAL PAPER REFER

Date Referred 6/18/01

Referred To: Transportation

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred to _____

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Refer To

FINAL COUNCIL ACTION

☐ 2nd ☐ 1st & 2nd ☐ 3rd

Readings

☐ Consent ☐ V Vote ☐ RRC Vote

CERTIFIED

MAYOR'S ACTION